

This Page Is Inserted by IFW Operations
and is not a part of the Official Record

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images may include (but are not limited to):

- BLACK BORDERS
- TEXT CUT OFF AT TOP, BOTTOM OR SIDES
- FADED TEXT
- ILLEGIBLE TEXT
- SKEWED/SLANTED IMAGES
- COLORED PHOTOS
- BLACK OR VERY BLACK AND WHITE DARK PHOTOS
- GRAY SCALE DOCUMENTS

IMAGES ARE BEST AVAILABLE COPY.

**As rescanning documents *will not* correct images,
please do not report the images to the
Image Problems Mailbox.**

Practitioner's Docket No.: 1372.17-USF00A027

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Mark J. Jaroszeski et al.

Serial No.: 09/772,561

Filing Date: 01/30/2001

For: NONPENETRATING ELECTROPORATION
DEVICE AND METHOD

Examiner: Michael J. Hayes

Art Unit: 3763

Faxed to Technology Center 3700 at (703) 872-9302
 Box Fee Amendment
 Hon. Commissioner for Patents
 Washington, D.C. 20231

Dear Sir:

Pursuant to 37 C.F.R. § 1.104 and MPEP § 714.01(e), the above-identified patent application is amended a first time as follows:

PRELIMINARY AMENDMENT

(37 C.F.R. § 1.104)

IN THE SPECIFICATION:

Please re-write the following paragraphs of the specification as follows, in accordance with 37 C.F.R. 1.121(a)(1). :

7
Page 2, the paragraph starting at line 44:

The physical nature of electroporation makes it universally applicable. A variety of procedures utilize this type of treatment, which gives temporary access to the cytosol. These include the production of monoclonal antibodies, and genetic transformation. In addition, dyes and fluorescent molecules have been used to investigate the phenomenon of electroporation. A notable example of loading molecules into cells in vivo is electrochemotherapy. The procedure utilizes a drug combined with electric pulses as a means for loading tumor cells with an anticancer drug and has been performed in a

#4A
 Albers
 4/9/02

al

INVERS1 00000001 09772561
 198.00 OP

Docket No. 1372.17 - USF00A027

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

MARK J. JAROSZESKI ET AL.

Serial No.: 09/772,561

Art Unit: 3763

Filed: 01/30/2001

Examiner: Michael J. Hayes

For: Nonpenetrating Electroporation Device
and Method (as amended)

Faxed to Technology Center 3700 at (703) 872-9302

Box Fee Amendment

Hon. Commissioner for Patents

Washington, D.C. 20231

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is an independent inventor. A statement was already filed.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

CERTIFICATE OF FACSIMILE TRANSMISSION

(37 C.F.R. 1.8 (a))

I HEREBY CERTIFY that this Preliminary Amendment, including Exhibit A, is being transmitted by facsimile to the United States Patent and Trademark Office, Art Unit 3763, Attn: Michael J. Hayes, (703) 872-9302 on March 26, 2002.

Dated: March 26, 2002


Deborah Preza

(Amendment Transmittal--page 1)

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

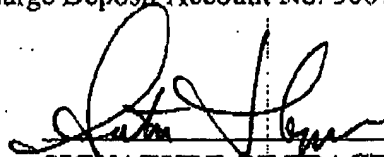
	(Col. 1)		(Col. 2)	(Col. 3)	SMALL ENTITY	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee
Total	66	Minus	58	= 8	x \$9 =	\$72.00
Indep.	5	Minus	5	= 0	x \$42 =	\$0
First Presentation of Multiple Dependent Claim					+ \$140 =	\$0
Total						Addit. Fee \$72.00

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
 ** If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 1) is less than 20, enter "20".
 *** If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 2) is less than 3, enter "3".
 The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

An additional fee for claims is required.
 A Credit Card Payment Form in the amount of \$72.00 is attached.

FEE DEFICIENCY

5. If any additional extension and/or fee is required, charge Deposit Account No. 500745.
 If any additional fee for claims is required, charge Deposit Account No. 500745.



SIGNATURE OF PRACTITIONER

Reg. No. 41,849
 Tel. No.: (727) 507-8558

Anton J. Hopen
 Smith & Hopen, P.A.
 15950 Bay Vista Drive, Ste. 220
 Clearwater, FL 33760

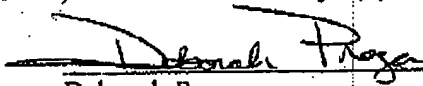
(Amendment Transmittal—page 2)

CERTIFICATE OF FACSIMILE TRANSMISSION

(37 C.F.R. 1.8(a))

I HEREBY CERTIFY that this Preliminary Amendment is being transmitted to the United States Patent and Trademark Office, Art Unit 3763, Attn: Michael J. Hayes, (703) 872-9302.

Dated: March 26, 2002


Deborah Preza



smith & hopen, p.a.

15950 Bay Vista Drive, Suite 220
Clearwater, Florida 33760
727.507.8558 Tel
727.507.8668 Fax
www.baypatents.com

FAX RECEIVED

MAR 26 2002

GROUP 3700

Fax

INTELLECTUAL PROPERTY LAW

To:	U.S. Patent & Trademark Office	From:	Anton J. Hopen
Attn:	Michael J. Hayes - Art Unit 3763	Client:	1372.17
Fax:	(703) 872-9302	Pages:	33 including coversheet
Phone:	(703) 305-5873	Date:	March 26, 2002
Re:	USSN 09/772,561	CC:	File
<input type="checkbox"/> Urgent <input checked="" type="checkbox"/> For Review <input type="checkbox"/> Please Comment <input type="checkbox"/> Please Reply <input type="checkbox"/> Please Recycle			

The documentation accompanying this transmission contains information from the Law Office of Smith & Hopen, P.A., which is confidential and/or privileged. The information is intended only for the use of the individual or entity named on this sheet. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, or the taking of any action in reliance upon the contents of this telecopied information is strictly prohibited. If you have received this transmission in error, please notify us by telephone immediately, so that we can arrange for the return of the original documents to us at no cost to you.